

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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MARITINE THOMAS, as Parent and Natural Guardian
of A.T., and **MARTINE THOMAS**, Individually, *et al.*,

Plaintiffs,

24-cv-05138

-against-

DAVID C. BANKS, in his Official Capacity as Chancellor
of the New York City Department of Education, and the
NEW YORK CITY DEPARTMENT OF EDUCATION,

Defendants.

DECLARATION OF
MARY JO WHATELEY IN
REPLY TO
DEFENDANTS'
OPPOSITION TO
PRELIMINARY
INJUNCTION

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MARY JO WHATELEY, ESQ., attorney, duly admitted to practice law in the United States District Court for the Southern District of New York, declares under 28 U.S.C. § 1746 that:

1. The undersigned is counsel for **MARTINE THOMAS**, as Parent and Natural Guardian of A.T., and **MARTINE THOMAS**, Individually; **SHANTEL TALLEY**, as Parent and Natural Guardian of A.C., and **SHANTEL TALLEY**, Individually; **MARLENE VASQUEZ**, as Parent and Natural Guardian of L.C., and **MARLENE VASQUEZ**, Individually; **LINDA LARACH-COHEN**, as Parent and Natural Guardian of M.C., and **LINDA LARACH-COHEN**, Individually; **MARILYN BECKFORD**, as Parent and Natural Guardian of M.B., and **MARILYN BECKFORD**, Individually; and **PATRICK DONOHUE**, as Parent and Natural Guardian of S.J.D., and **PATRICK DONOHUE**, Individually. (hereinafter, "Plaintiffs").
2. This Declaration is submitted in reply to Defendants' opposition for a preliminary injunction.

3. Attached hereto as "Exhibit 1" is a copy of the transcript from the proceedings in *Ramos v. Banks*, Case No. 24-cv-05109, and *Bruckauf v. Banks*, Case No. 24-cv-05136, dated July 17, 2024.
4. Attached hereto as "Exhibit 2" is a copy of a sample motion to dismiss in the administrative matters filed on August 1, 2024.

Dated: August 7, 2024
New York, New York

Respectfully submitted,
Brain Injury Rights Group, Ltd.
Attorneys for the Plaintiffs

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